



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8
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DENVER, CO 80202-2466
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APR 2 6 2004

PUBLIC DOCUMENT

Ref: ENF - RC

Dan Miller
Natural Resources & Environment
CERCLA Litigation Section
Office of the Attorney General
1525 Sherman Street - 5th Floor
Denver, CO 80203

Re: Notice Pursuant to Section 122(j) of the Comprehensive Environmental Response, Compensation, and Liability Act: Participation in Negotiations Regarding the Vasquez Boulevard/Interstate -70; OU 1

Dear Mr. Miller:

The U.S. Environmental Protection Agency (EPA) hereby notifies the State of Colorado, Colorado Dept. of Public Health & Environment, as a State Natural Resource Trustee, in accordance with Section 122(j) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C.§ 9622(j), of pending settlement negotiations concerning the Vasquez Boulevard/ Interstate -70; Operable Unit 1 (VB/70; OU1).

The VB/70 Site, OU1 includes the residential soils contaminated with heavy metals, including, but not limited to, arsenic and lead, in and around the north Denver area. The description of this site was published in the Federal Register on January 19,1999. EPA is currently remediating contaminated residential properties. The action level of the residential clean-ups is 70 ppm

Notice to State Natural Trustees Pursuant to Section 122(j) of CERCLA: Participation in Negotiations Regarding the Vasquez Boulevard/Interstate -70; OU 1

arsenic and 400 ppm lead. In addition, a program of on-going soil sampling will be implemented for lead and arsenic at all residential properties within the Site that have not already been adequately tested.

The EPA is currently negotiating a Remedial Design/Remedial Action (RD/RA) settlement for OU1 of the VB/70 site. We encourage your continued participation as the State Natural Resource Trustee in these negotiations. EPA will ensure the reservation of Natural Resource Damage claims pending any other decision by the State Natural Resource Trustee.

Please contact my staff person, Dawn Tesorero, Enforcement Specialist at 303/312/6883 to engage in these negotiations.

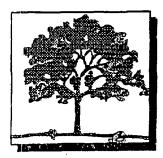
Sincerely,

Sharon L. Kercher, Director Technical Enforcement Program

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION B





Fax Transmittal Cover Sheet

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Phone Nu	ber <u>303 - 86</u> amber of Pages3	6 - 3558	7 	
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		FAX NUMBER:	303.312.6409	

Date-4/26/04-/Time-----/Sender-----

